

Clearances:

| | | |
|-----------------|------|-------------------|
| L/PM – Schildge | ok | PM/DTCL – Maloney |
| NSC – Nillson | info | H – Cooper |
| PM/CPA – Greer | ok | PM/DTC–RSKovac |
| T – Tucker | info | |

Dear Madam Speaker:

Pursuant to Section 3(d)(3) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed transfer of technical data, defense services, and defense articles in the amount of \$50,000,000 or more under Section 38 of the AECA.

The transaction contained in the attached certification involves the sale of six (6) JAS-39 Gripen Fighter Aircraft and one (1) Airborne Early Warning System containing U.S. origin content, technical data, spare parts, and ground support equipment, from the Government of Sweden to the Government of Thailand.

The United States Government is prepared to license the export of these items having taken into account political, military, economic, human rights and arms control considerations.

More detailed information is contained in the formal certification which, though unclassified, contains business information submitted to the Department of State by the applicant, publication of which could cause competitive harm to the United States firm concerned.

Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
Nancy Pelosi,
Speaker of the House of Representatives.

DEPARTMENT OF STATE
TRANSMITTAL NO. DDTC 034-09
CERTIFICATION OF PROPOSED ISSUANCE OF AN EXPORT
LICENSE PURSUANT TO SECTION 3(d)(3)
OF THE ARMS EXPORT CONTROL ACT

- (1) Transferor: Government of the Kingdom of Sweden
- (2) Proposed Transferee: Government of the Kingdom of Thailand
- (3) Dollar Value of the U.S. Origin USML Items to Be Transferred: \$69,375,000
- (4) Description of the Items: The Government of Sweden proposes to sell six (6) Saab JAS-39 Gripen Fighter Aircraft and one (1) Saab 340 Airborne Early Warning System (AEW) to the Government of Thailand. The contract includes U.S. origin parts, components, systems, technical data, training, and defense services. The U.S. origin USML content installed in the Gripen aircraft consists of Basic Aircraft Systems, Propulsion, Avionics, and Mission Support Systems. The Mission Support Systems include: Mission Trainer, Digital Map Generating System, Virtual Maintenance Trainer, Battery Maintenance System, Maintenance Ground Support System, and EWTools. In the AEW system the U.S. origin USML content consists of Basic Aircraft Systems and Surveillance Radar Systems.
- (5) Acquisition Cost of the Items Proposed for Transfer: This value is unknown. The aircraft were manufactured in Sweden by Saab and are being sold from Swedish Air Force inventory. The aircraft were manufactured years ago with some U.S. origin USML. We do not have data on the cumulative value of the USML content in the aircraft proposed for transfer.
- (6) Reason for Proposed Transfer: Signed contract between the Royal Thai Air Force and the Swedish Defence Material Administration.
- (7) Date of Proposed Transfer: Aircraft are to be delivered in 4th quarter of 2010 and 1st quarter of 2011.
- (8) Offset Arrangement: Not Applicable.
- (9) Date Certification Delivered to Congress:

NOTE: This report, although unclassified, is derived from information submitted to the Department of State by the applicant which is subject to the confidentiality requirements of section 38(e) of the Arms Export Control Act. Disclosure of an applicant's prices and customers could result in competitive injury.

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Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
John F. Kerry, Chairman,
Committee on Foreign Relations,
United States Senate.

Dear Senator Lugar:

Pursuant to Section 3(d)(3) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed transfer of technical data, defense services, and defense articles in the amount of \$50,000,000 or more under Section 38 of the AECA.

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Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
Richard G. Lugar,
Committee on Foreign Relations,
United States Senate.

Dear Ms. Ros-Lehtinen:

Pursuant to Section 3(d)(3) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed transfer of technical data, defense services, and defense articles in the amount of \$50,000,000 or more under Section 38 of the AECA.

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Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
Ileana Ros-Lehtinen,
Committee on Foreign Affairs,
House of Representatives.

Dear Mr. Chairman:

Pursuant to Section 3(d)(3) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed transfer of technical data, defense services, and defense articles in the amount of \$50,000,000 or more under Section 38 of the AECA.

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Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
Howard L. Berman, Chairman,
Committee on Foreign Affairs,
House of Representatives.

Dear Mr. President:

Pursuant to Section 3(d)(3) of the Arms Export Control Act, I am transmitting, herewith, certification of a proposed transfer of technical data, defense services, and defense articles in the amount of \$50,000,000 or more under Section 38 of the AECA.

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Sincerely,

Richard R. Verma
Assistant Secretary
Legislative Affairs

Enclosure:

Transmittal No. DDTC 034-09

The Honorable
Joseph R. Biden, Jr.,
President of the Senate.